



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 1781-0003

Application of: **Fisher et al.**

Serial No. 10/070,524

Filed: **March 6, 2002**

For: **Orthopaedic Joint Prosthesis**

Group Art Unit: **To be assigned**

Examiner: **To be assigned.**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231 on July 11, 2002
(Date of Deposit)

Paul J. Maginot

Name of person mailing Document or Fee

Paul J. Maginot

Signature of person mailing Document or Fee

July 11, 2002

Date of Signature

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35

U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

(DO/EO/US)

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the **Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)**, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
2. Executed Declaration and Power of Attorney;
3. Return Postcard; and
4. Check for \$130.00 to cover the surcharge for late filing of Declaration (37 C.F.R. § 1.16)

07/23/2002 MKAYPAGH 00000039 10070524

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130.00 DP

Commissioner for Patents
July 11, 2002
Page 2 of 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency or credit any overpayment to our Deposit Account No. 13-0014. If extensions of time under 37 C.F.R. § 1.136 are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned for, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 13-0014.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Maginot", with a long horizontal flourish extending to the right.

Paul J. Maginot
Attorney for Applicants
Registration No. 34,984

July 11, 2002
Maginot, Moore & Bowman
Bank One Center/Tower
111 Monument Circle, Suite 3000
Indianapolis, IN 46204-5115
(317) 638-2922



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/070,524	FIRST NAMED APPLICANT John Fisher	ATTY. DOCKET NO. 1781-0003
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Paul J Maginot
Maginot Moore & Bowman
Bank One Center & Tower
111 Monument Circle Suite 3000
Indianapolis, IN 46204-5130

RECEIVED

MAY 25 2002

MAGINOT, MOORE
& BOWMAN

INTERNATIONAL APPLICATION NO.

PCT/GB00/03428

I.A. FILING DATE

09/07/2000

PRIORITY DATE

09/08/1999

CONFIRMATION NO. 7210**371 FORMALITIES LETTER**

OC00000008136015

Date Mailed: 05/20/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report •
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

DOCKETED

05/30/02

of 37 CFR*1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 305-3738

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/070,524	PCT/GB00/03428	1781-0003

FORM PCT/DO/EO/905 (371 Formalities Notice)